Last revised 8/1/15

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

IN RE: Matthew Grant Leinbach	CASE N	-
	JUDGE	
(Debtor)	CHAPT	TER: 13
CHAPTER 13 PLAN AND MOTIONS		
X Original Modi	ified/ Notice Required	X Discharge Sought
Motion Included Modi	ified/No Notice	No Discharge Sought
Requ	ired	
Date:	_	
	D FOR RELIEF UNDER ANKRUPTCY CODE. SHTS WILL BE AFFEO	
This document is the actual Plan proposed papers carefully and discuss them with you provision of this Plan or any motion include frame stated in the Notice. This Plan may motions may be granted without further before the deadline stated in the Notice. YOU SHOULD FILE A PROOF IN THE NOTICE TO RECEIVE THAT MAY BE CONFIRMED, EVEN	ar attorney. Anyone who welled in it must file a written be confirmed and become notice or hearing, unless OF CLAIM BY THE DESTRIBUTIONS USE	wishes to oppose any n objection within the time me binding, and included ss written objection is filed DEADLINE STATED NDER ANY PLAN
· ·		ERS TO TOUR CLAUVI
PART 1. PAYMENT AND LENGT		
a. The Debtor shall pay \$250.00 p approximately 36_months.	er month for 36 months	to the Chapter 13 Trustee for
b. The Debtor shall make plan payr	nents to the Trustee from	the following sources:
Future Earnings		
Other sources of funding (d available)		nd date when funds are

c.	<u>X</u>	Use of rea	al property to satisfy plan obligat	tions:
		Sa	ale following assets	on or before
		R	efinance following assets	on or before
		<u>X</u> Lo	oan Modification with respect to	mortgage encumbering the
		fo	llowing property _Gleason St_ o	on or before March 31, 2017
d.		The regul	ar monthly mortgage payments	will continue pending the sale,
		refinance	or loan modification	
e.		Other info	ormation that may be important	relating to the payment and
		length of	the plan.	
PART 2.	ADE	QUATE PI	ROTECTION	
a. paid ((cred	to the Cl	-	ion payments will be made in th rustee and disbursed pre-confirm	
b. paid (-	-	ion payments will be made in the or outside, pre-confirmation to _	
D / 2 DDI				
			INCLUDING ADMINISTRA	
All a	llowed p	riority claii	ns will be paid in full unless the	creditor agrees otherwise:
Creditor			Type of Priority	Amount to be Paid
The Law Or Zimnis, Esc	The Law Office of Peter E.		Administrative	\$2250.00
Albert Russ	so, Trust	ee	Administrative	\$
PART 4.	SECI	J RED CL A	AIMS	
			Maintaining Payments	
	O		•	allowed claims for arrearages on
			otor shall pay directly to the cred	_

Case 16-26207-KCF Doc 12

Filed 09/19/16 Entered 09/19/16 13:49:37 Desc Main

Page 2 of 6

Document

Creditor Collateral or Type of Debt Arrearage Interest Rate on Arrearage Amount to be Paid to Creditor (In Plan) Regular Monthly Payment (Outside Plan)

obligations due after the bankruptcy filing as follows:

Case 16-26207-KCF Doc 12 Filed 09/19/16 Entered 09/19/16 13:49:37 Desc Main Document Page 3 of 6

Pennymac	House	unknown	<u>\$0.00</u>	Debtor to maintain
				post petition
				payments on all
				secured debts listed
				in this subsection

b. Modification

1.) The Debtor values collateral as indicated below. If the claim may be modified under Section 1322(b)(2), the secured creditor shall be paid the amount listed as the "Value of the Creditor Interest in Collateral" plus interest as stated. The portion of any allowed claim that exceeds that value shall be treated as an unsecured claim. If a secured claim is identified as having "NO VALUE" it shall be treated as an unsecured claim.

NOTE: A modification under this section ALSO REQUIRE the appropriate motion to be filed under Section 7 of the Plan

Creditor	<u>Collateral</u>	Scheduled Debt	Total Collateral Value	Superior Liens	Value of Creditor Interest in Collateral	Annual Interest Rate	Total Amount to Be Paid

2.) Where the Debtor retains collateral and completes the Plan, payment of the full amount of the allowed secured claim shall discharge the corresponding lien.

c. Surrender

Upon confirmation, the stay is terminated as to surrendered collateral. The Debtor surrenders the following collateral:

Creditor	Collateral to be Surrendered	Value of Surrendered Collateral	Remaining Unsecured Debt

d.	Secured	Claims	Unaffected	by	the Plan

The following secured claims are unaffected by the Plan:

e. Secured Claims to be paid in full through the plan:

Creditor	<u>Collateral</u>	Total Amount to be paid through the	
		<u>plan</u>	

Č	43C 10 20207 NOI		Page 4 of 6	3/13/10 13.43.37 Desc	, iviaiii
Part	5. <u>UNSECURED CLa</u> a. Not separately cl	AIMS lassified Allowed non	-priority unsecured	d claims shall be paid:	
	<u>X</u> Not l	ess than \$t ess than 100 percentata distribution from an sified Unsecured Claim	nt allowed proof of ny remaining funds	Cclaims	
	Creditor	Basis for Separate Classification	Treatment	Amount to be Paid	

Filad 00/10/16

Entered 00/10/16 13:40:37

Docc Main

PART 6. **EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

All executory contracts and unexpired leases are rejected, **except** the following, which are **assumed**:

Creditor	Nature of Contract or Lease	Treatment by Debtor

PART 7. **MOTIONS**

Case 16-26207-KCE | Doc 12

NOTE: All plans containing motions must be served on all potentially affected creditors, together with a Chapter 13 Plan Transmittal Letter, within the time and in the manner set forth in D.N.J. LBR 3015-1. A Proof of Service must be filed with the Clerk of Court when the Plan and Transmittal Letter are served

Where a motion to avoid liens or partially avoid liens has been filed in the plan, a proof of claim filed that asserts a secured claim that is greater than the amount to be paid in the plan serves as opposition to the motion, and serves as an objection to confirmation. The proof of claim shall be served in accordance with D.N.J. LBR 3015-6(a). The creditor shall file a proof of service prior to the scheduled confirmation hearing. In order to prosecute the objection, the creditor must appear at the confirmation hearing, which shall be the hearing on the motion. Failure to appear to prosecute the objection may result in the motion being granted and the plan confirmed pursuant to the terms as set forth in the plan.

a. Motion to Avoid Liens under 11 U.S.C. Section 522(f).

The Debtor moves to avoid the following liens that impair exemptions:

Creditor	Nature of	Type of	Amount of	<u>Value of</u>	Amount of	Sum of All	Amount of
	<u>Collateral</u>	<u>Lien</u>	<u>Lien</u>	<u>Collateral</u>	Claimed	<u>Other</u>	Lien to be
					Exemption	<u>Liens</u>	<u>Avoided</u>

			D	ocument	Page 5 o	1 0			
								Against the Property	
b.	Motion to Unsecured		iens a	and Recla	ssify Claim t	from	Secure	d to Comp	letely
	btor moves to ent with Part		•	e followin	g claims as u	insec	eured and	d to void lie	ns on collate
Creditor			Coll	ateral			Amount to be Re	of Lien classified	
						. anti a			
and to v	btor moves to void liens on	collatera I	al con		h Part 4 abov	ve:	lly secu		
			al con		-	ve: <u>e</u>	Ily secui	Amount to b	
and to v		collatera I	al con		h Part 4 abov	ve: <u>e</u>	Illy secur	Amount to b	о <u>е</u>
and to v		Collatera Collater	al con	sistent wit	h Part 4 abov	ve: <u>e</u>	Illy secur	Amount to b	о <u>е</u>
and to very constant of the co	void liens on	Collater Collater AN PRO	al con	sistent wit	h Part 4 abov	ve: <u>e</u>	Illy secur	Amount to b	о <u>е</u>
and to very constant of the co	other PL	Collatera Collatera AN PRO	OVIS	SIONS	h Part 4 abov	ve: <u>e</u>	Illy secur	Amount to b	о <u>е</u>
and to v Creditor RT 8.	OTHER PL ing of ProperX Upon	Collatera Collatera AN PRO	OVIS	SIONS	h Part 4 abov	ve: <u>e</u>	Illy secur	Amount to b	о <u>е</u>
and to very creditor. Creditor RT 8. a. Vesti b. Payre Creditor	OTHER PL ing of ProperX Upon	Collatera Collatera AN PRO rty of the Confirm Discharates provide	OVIS ne Est mation	SIONS tate or in Section	Amount to b Deemed Sec	ve:		Amount to b Reclassified	as Unsecured
and to very creditor. Creditor B. A. Vesti b. Payr Creditor or coup	OTHER PL ing of ProperX Upon Upon ment Notices ors and Lesson	Collatera Collatera AN PRO rty of the Confirmation Discharates provide the continuous	OVIS ne Est mation	SIONS tate or in Section	Amount to b Deemed Sec	ve:		Amount to b Reclassified	as Unsecured
and to verification of coup c. Order	OTHER PL ing of Proper X Upon Upon upon ment Notices ors and Lessor bons to the De	Collatera Collatera AN PRO rty of the Confirmation Discharates provide the continuous	OVIS ne Est mation rge	SIONS tate or in Sectionstanding the	Amount to b Deemed Secons 4, 6 or 7 re automatic s	e ured may ostay.		Amount to b Reclassified	as Unsecured
b. Payn Credito or coup c. Orde The Tru	OTHER PL ing of Proper X Upon Upon ment Notices ors and Lessor bons to the De	Collatera Collatera AN PRO rty of the Confirmation and	OVIS ne Est mation rge led for	SIONS tate or in Section standing the	Amount to b Deemed Secons 4, 6 or 7 re automatic secons	e ured may ostay.		Amount to b Reclassified	as Unsecured
b. Payn Credito or coup c. Orde The Tru	OTHER PL ing of Proper _X Upon Upon ment Notices ors and Lessor oons to the De	Collatera Collatera AN PRO rty of the Confirm of Discharates provide the continuous attion y allower commission	OVIS ne Est mation rge led for withs ed cla	SIONS tate or in Section standing the	Amount to b Deemed Secons 4, 6 or 7 re automatic secons	e ured may ostay.		Amount to b Reclassified	as Unsecured
and to verification of coupling the True	OTHER PL ing of Proper _X Upon Upon ment Notices ors and Lessor oons to the De er of Distributes ustee shall pa	AN PRO Tty of the Confirm Dischar To provide botton not ution y allower opplicable opplicable	OVIS ne Est mation rge led for withs ed cla	SIONS tate or in Section standing the	Amount to b Deemed Secons 4, 6 or 7 re automatic secons	e ured may ostay.		Amount to b Reclassified	as Unsecured

5) General Unsecured claims

Case 16-26207-KCF Doc 12 Filed 09/19/16 Entered 09/19/16 13:49:37 Desc Main

	Document Page 6 of 6
	d. Post-petition claims
	The Trustee is _X_ is not authorized to pay post-petition claims filed pursuant to 11 Section 1305(a) in the amount filed by the post-petition claimant.
	PART 9. MODIFICATION
	If this plan modifies a plan previously filed in this case, complete the information below.
	Date of plan being modified:
	Explain below why the plan is being modified
	Explain below how the plan is being modified
	Are schedules I and J being filed simultaneously with this plan? yes no
	PART 10 <u>SIGN HERE</u>
	The Law Office of Peter E. Zimnis
Date	
	I hereby certify under penalty of perjury that the foregoing is true and correct.
Date	/s/ Matthew Grant Leinbach_

Debtor

Date _____

Case 16-26207-KCF Doc 12 Filed 09/19/16 Entered 09/19/16 13:49:37 Desc Main